IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 10TH JULY 2007 / 19TH ASHADHA 1929

WP(C).No. 21111 of 2007(L)

OS.278/2006 of PRL.M.C., KOLLAM
.....

PETITIONER:

G. BALABHADRAN, AGED 62 YEARS,
S/O. LATE GOVINDAN, KALEEKKAL VEEDU, PEROOR,
T.K.M.C. P.O., KARICODE, KOLLAM-5.

BY ADV. SRI.H.HARIKUMAR (KOLLAM)

RESPONDENTS:

SURESH KUMAR K.K., AGED 40 YEARS,
LPSA (TEACHER), SREE CHITRAVILASOM LPS(KNNM-VHSS),
PAVITHRESWARAM P.O.,PUTHOOR, KOTTARAKKARA, NOW
RESIDING AT KALEEKAZHIKOM, CHERUPOIKA P.O.,VUTHOOR
KORRARAKKARA.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N. KRISHNAN, J.

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W.P.C. NO. 21111 OF 2007

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Dated this the 10th day of July, 2007.

J U D G M E N T

This writ petition is filed by the petitioner who is a retired professor of a college to fix the time frame for disposal of a money suit pending as O.S.278/06 on the file of the Munsiff Court, Kollam. It is submitted that he is a chronic cardiac patient and unless there is expeditious disposal he will not be able to enjoy the usufructs of the decree even if it is decreed in his favour. It is seen that the suit is of the year 2006 and the petitioner is not a senior citizen as well. But he has pointed out specific reasons on account of his cardiac problem. Therefore, if the defendant has entered appearance, filed written statement, issues are already framed and pre-trial steps are taken, then it will be only just and reasonable for the learned Munsiff to dispose of the matter. The Munsiff shall bestow his best attention considering the ailment of the present plaintiff and try to make an expeditious disposal.

The writ petition is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

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